

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION**

**DALE SIMS and SHAMIS SIMS**

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**PLAINTIFFS**

**v.**

**Civil No. 1:17cv22-HSO-JCG**

**HOWARD T. LINDEN**

**DEFENDANT**

**FINAL JUDGMENT**

This matter came on to be heard on the Report and Recommendation [13] of United States Magistrate Judge John C. Gargiulo, entered in this case on May 15, 2017. The Court, after a full review and consideration of the Magistrate Judge's Report and Recommendation [13], the record as a whole, and relevant legal authority, finds that in accord with its Order entered herewith,

**IT IS, ORDERED AND ADJUDGED**, that this civil action is **DISMISSED WITHOUT PREJUDICE** for lack of subject-matter jurisdiction.

**SO ORDERED AND ADJUDGED**, this the 21<sup>st</sup> day of September, 2017.

*s/ Halil Suleyman Ozerden*

HALIL SULEYMAN OZERDEN  
UNITED STATES DISTRICT JUDGE